

House Engrossed

FILED

KEN BENNETT
SECRETARY OF STATE

State of Arizona
House of Representatives
Forty-ninth Legislature
Second Regular Session
2010

CHAPTER 46

HOUSE BILL 2172

AN ACT

AMENDING TITLE 32, CHAPTER 11, ARTICLE 3, ARIZONA REVISED STATUTES, BY ADDING SECTION 32-1263.03; RELATING TO THE STATE BOARD OF DENTAL EXAMINERS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 32, chapter 11, article 3, Arizona Revised Statutes,
3 is amended by adding section 32-1263.03, to read:

4 32-1263.03. Executive director; complaints; dismissal; review

5 A. IF DELEGATED BY THE BOARD, THE EXECUTIVE DIRECTOR, WITH THE
6 CONCURRENCE OF THE BOARD'S INVESTIGATIVE STAFF, MAY TERMINATE A COMPLAINT IF
7 THE INVESTIGATIVE STAFF'S REVIEW INDICATES THE COMPLAINT IS WITHOUT MERIT AND
8 THAT TERMINATION IS APPROPRIATE.

9 B. THE EXECUTIVE DIRECTOR MAY NOT TERMINATE A COMPLAINT IF A COURT HAS
10 ENTERED A MEDICAL MALPRACTICE JUDGMENT AGAINST A PERSON LICENSED UNDER THIS
11 CHAPTER.

12 C. AT EACH REGULARLY SCHEDULED BOARD MEETING, THE EXECUTIVE DIRECTOR
13 SHALL PROVIDE TO THE BOARD A LIST OF EACH COMPLAINT THE EXECUTIVE DIRECTOR
14 TERMINATED PURSUANT TO SUBSECTION A SINCE THE PRECEDING BOARD MEETING.

15 D. A PERSON WHO IS AGGRIEVED BY AN ACTION TAKEN BY THE EXECUTIVE
16 DIRECTOR PURSUANT TO SUBSECTION A MAY FILE A WRITTEN REQUEST THAT THE BOARD
17 REVIEW THAT ACTION. THE REQUEST MUST BE FILED WITHIN THIRTY DAYS AFTER THAT
18 PERSON IS NOTIFIED OF THE EXECUTIVE DIRECTOR'S ACTION BY PERSONAL DELIVERY
19 OR, IF THE NOTIFICATION IS MAILED TO THAT PERSON'S LAST KNOWN RESIDENCE OR
20 PLACE OF BUSINESS, WITHIN THIRTY-FIVE DAYS AFTER THE DATE ON THE
21 NOTIFICATION. AT THE NEXT REGULAR BOARD MEETING, THE BOARD SHALL REVIEW THE
22 EXECUTIVE DIRECTOR'S ACTION. ON REVIEW, THE BOARD SHALL APPROVE, MODIFY OR
23 REJECT THE EXECUTIVE DIRECTOR'S ACTION.

APPROVED BY THE GOVERNOR APRIL 14, 2010.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 14, 2010.